

1 PHILLIP A. TALBERT
2 United States Attorney
3 DAVID W. SPENCER
4 Assistant United States Attorney
5 501 I Street, Suite 10-100
6 Sacramento, CA 95814
7 Telephone: (916) 554-2700
8 Facsimile: (916) 554-2900
9

10
11 Attorneys for Plaintiff
12 United States of America
13
14

15 IN THE UNITED STATES DISTRICT COURT
16
17 EASTERN DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA,
19 Plaintiff,
20 v.
21 ADAN NAVARRO,
22 Defendant.

23 CASE NO. 2:21-CR-191-JAM
24 STIPULATION REGARDING EXCLUDABLE
25 TIME PERIODS UNDER SPEEDY TRIAL ACT;
26 ORDER
27 DATE: April 5, 2022
28 TIME: 9:30 a.m.
COURT: Hon. John A. Mendez

19
20
21
22
23
24
25
26
27
28
STIPULATION

29 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
30 through defendant's counsel of record, hereby stipulate as follows:

31 1. By previous order, this matter was set for status on April 5, 2022.
32 2. By this stipulation, defendant now moves to continue the status conference until June 7,
33 2022, at 9:30 a.m., and to exclude time between April 5, 2022, and June 7, 2022, under Local Code T4.
34 3. The parties agree and stipulate, and request that the Court find the following:
35 a) The government has represented that the discovery associated with this case
36 includes over 990 pages of investigative reports and other documents, numerous audio and video
37 recordings, including over 150 wiretapped phone calls, as well as other materials. All of this
38 discovery has been either produced directly to counsel and/or made available for inspection and
39 copying.

b) Counsel for defendant desires additional time to review this discovery, conduct factual investigation and legal research, confer with his client regarding his options for responding to the charges, and to otherwise prepare for trial.

c) Counsel for defendant believes that failure to grant the above-requested continuance would deny him/her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of April 5, 2022 to June 7, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: March 15, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ DAVID W. SPENCER

DAVID W. SPENCER
Assistant United States Attorney

1 Dated: March 15, 2022

/s/ MICHAEL D. LONG

2 MICHAEL D. LONG

3 Counsel for Defendant

4 ADAN NAVARRO

5 **ORDER**

6 IT IS SO FOUND AND ORDERED this 16th day of March, 2022.

7

8 /s/ John A. Mendez

9 THE HONORABLE JOHN A. MENDEZ

10 UNITED STATES DISTRICT COURT JUDGE